IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

Bail Appl..No. 4561 of 2007()

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CRIME NO.211/2007 OF MATTANNUR POLICE STATION

: PETITIONERS/ACCUSED 1 TO 3 & 7 TO 13

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1. RAYESS M.A.,
   S/O.MOIDU, AGED 20 YEARS, MAKKUNNATH AKKARAMMAL
   VELIYAMBRA, CHAVASSERY AMSOM, THALASSERY.

2. MAKKUNNATH SIRAJ,
   S/O.ABU, AGED 22 YEARS, THABSEERA MANZIL,
   VELIYAMBRA, CHAVASSERY.

3. C.P.KAMARUDDEN,
   S/O.AHAMMED, AGED 22 YEARS, HASEENA MANZIL,
   CHAVASSERY AMSOM, VELIYAMBRA.

4. M.ABOOBACKER,
   S/O.MAYIN, AGED 25 YEARS, MUKKAD,
   SULEKHA MANZIL, CHAVASSERY AMSOM, VELIYAMBRA.

5. C.P.MAJEED,
   S/O.AHAMMED, AGED 19 YEARS, HASEENA MANZIL,
   CHAVASSERY AMSOM, VELIYAMBRA.

6. P.MUHAMMED,
   S/O.EBRAHIM, AGED 20 YEARS,
   THUMBIKKODE HOUSE, CHAVASSERY AMSOM,
   VELIYAMBRA.

7. M.LATHEEF,
   S/O.USMAN, AGED 21 YEARS, THUMBIKKODE HOUSE,
   CHAVASSERY AMSOM, VELIYAMBRA.

8. ISMAYIL.P.,
   S/O.ABDUL KADER, AGED 30 YEARS,
   KALLERICKAL HOUSE, CHAVASSERY AMSOM,
   VELIYAMBRA.

9. P.FAIZAL,
S/O.ABDULLA, AGED 18 YEARS,
'FAZILAS', CHAVASSERY AMSOM, VELIYAMBRA.

10. M.MUNEER,
S/O.SADIRI, AGED 19 YEARS,
KANNANKAVU HOUSE, CHAVASSERY AMSOM,
VELIYAMBRA.

BY ADV. SRI.C.P.PEETHAMBARAN

RESPONDENTS: STATE
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STATE OF KERALA,
REPRESENTING S.H.O., MATTANNUR POLICE STATION,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

**R.BASANT, J**

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**B.A.No.4561 of 2007**

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Dated this the 24th day of July, 2007

Application for regular bail. Petitioners are accused 1 to 3 and 7 to 13 in a crime registered under Sections 395 and 153A IPC. The crux of the allegations against the petitioners is that they assaulted two friends belonging to opposite sex, who were found in Pazhasi Dam site. There is allegation that the said friends do belong to different communities and on account of that reason an unlawful assembly of persons including the petitioners assaulted the said friends and committed robbery of property kept by them. The petitioners surrendered on various dates between 29.5.07 and 5.6.07. Some of the co-accused have already been granted regular bail as per order dated 10.07.07 in B.A.No.4129/2007 subject to conditions.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not raise any serious objection and I am satisfied that the petitioners herein can also be released on bail now subject to appropriate conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall execute bonds for Rs.50,000/- (Rupees fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

ii) The petitioners shall make themselves available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

**(R.BASANT, JUDGE)**

sj